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THE SENATE

OF THE

STATE OF MISSISSIPPI,

COMPRISING THE PROCEEDINGS

OF THE

EXTRAORDINARY SESSION,

NOVEMBER 24 AND 25, 1851,

AND OF

THE REGULAR BIENNIAL SESSION,

HELD IN THE CITY OF JACKSON.

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JOURNAL

OF THE

EXTRAORDINARY SESSION

OF

THE SENATE

OF THE

STATE OF MISSISSIPPI,

AT A CALLED SESSION THEREOF, HELD ON THE TWENTY-FOURTH DAY OF NOVEMBER, IN THE YEAR OF OUR LORD, ONE THOUSAND EIGHT HUNDRED AND FIFTY-ONE.

MONDAY, NOVEMBER 24, 1851.

Be it remembered, That, on this day, the Senate of the State of Mississippi, assembled in the City of Jackson, in pursuance of the proclamation of the Secretary of State, which proclamation is in the words and figures following, to-wit:

PROCLAMATION,

BY

JO. BELL, SECRETARY OF STATE.

WHEREAS, The offices of Governor, President of the Senate, and Speaker of the House of Representatives, have become vacant:

And whereas, The Constitution provides that in such case the person acting as Secretary of State for the time being, shall, by Proclamation, convene the Senate, that a President may be chosen to exercise the office of Governor:

Now, therefore, I, JO. BELL, Secretary of State, of the State of Mississippi, exercising the powers in me vested by the Constitution,

do hereby convene the Senate, and do appoint Monday, the 24th day of November, 1851, for the meeting thereof, at the Capitol, in the City of Jackson, the Seat of Government of this State.

{ L. S. } In testimony whereof, I have hereunto set my hand, and affixed the great seal of the State of Mississippi, at the City of Jackson, this 4th of November, A. D., 1851, and of the sovereignty of the State, the thirty-fourth.

JO. BELL, *Secretary of State.*

At 11 o'clock, a. m., the Senate assembled in their Chamber, and on motion of Mr. Pettus, the Hon. James Whitfield, of Lowndes, was called to the Chair.

On motion of Mr. Pettus, Mr. James McDonald, of Hinds, was appointed Secretary, *pro tem.*

On motion of Mr. Catching, the roll was called, whereupon, it appeared that there were present, the following Senators, to-wit:

Messrs. Adams, Alcorn, Beene, Bell, Bennett, Berry, Catching, Drane, Farrar, Golladay, Greer, Hemingway, Hussey, Hughes, Johnston, McAfee, of Covington, McAfee, of Holmes, McRae, Nelson, Pettus, Pope, Ramsey, Reynolds, Sharkey, Singleton, Stone, Steele, Tait, Taliaferro, Torrey and Whitfield.

On motion of Mr. Drane, the newly elected Senators were invited to present their credentials, and take the oath prescribed by the Constitution.

Whereupon, the following gentlemen presented themselves and took the oath prescribed by the Constitution, to-wit:

Daniel W. Adams, from the Senatorial District composed of the county of Hinds.

James L. Alcorn, from the Senatorial District composed of the counties of Coahoma, Tallahatchie and Panola.

Joseph Bennett, from the Senatorial District composed of the counties of Rankin and Smith.

Russell O. Beene, from the Senatorial District composed of the county of Itawamba.

Alexander K. Farrar, from the Senatorial District composed of the counties of Adams, Franklin and Wilkinson.

Collins F. Hemingway, from the Senatorial District composed of the county of Carroll.

Shields L. Hussey, from the Senatorial District composed of the counties of Lauderdale and Newton.

Walter L. Johnston, from the Senatorial District composed of the counties of Yazoo, Issaquena, Washington and Bolivar.

Joseph McAfee, from the Senatorial District composed of the counties of Covington, Jones, Wayne and Greene.

Morgan McAfee, from the Senatorial District composed of the counties of Holmes and Sunflower.

John J. McRae, from the Senatorial District composed of the counties of Clarke and Jasper.

James Nelson, from the Senatorial District composed of the counties of Amite and Pike.

George Pope, from the Senatorial District composed of the counties of Attala and Leake.

A. W. Ramsey, from the Senatorial District composed of the counties of Jackson, Hancock, Harrison and Perry.

O. R. Singleton, from the Senatorial District composed of the counties of Madison and Scott.

Wm. A. Stone, from the Senatorial District composed of the counties of Lawrence and Marion.

R. G. Steele, from the Senatorial District composed of the counties of Chickasaw and Oktibbeha.

Mr. Sharkey moved that a committee of three be appointed to examine and report upon the credentials of the newly elected Senators, which was lost.

Mr. Drane moved that the Senate proceed to the election of a President, by ballot, which was sustained.

Mr. Sharkey moved that the vote just taken on the motion of Mr. Drane, be reconsidered, which was decided in the negative by yeas and nays, as follows:

Those who voted in the affirmative, are,

Messrs. Adams, Alcorn, Farrar, Hemingway, Hussey, Johnston, McAfee, of Covington, McAfee, of Holmes, McRae, Nelson, Ramsey, Reynolds, Sharkey, Singleton and Tait—15.

Those who voted in the negative, are,

Messrs. Beene, Bell, Bennett, Berry, Catching, Drane, Golladay, Greer, Hughes, Pettus, Pope, Stone, Steele, Taliaferro, Torrey and Whitfield—16.

The Senate then proceeded to the election of a President, by ballot, Messrs. Catching and Adams acting as tellers; upon the first ballot the vote stood as follows, to-wit:

Mr. McRae received 5 votes; Mr. Singleton received 4 votes: Mr. Whitfield received 3 votes; Mr. Morgan McAfee received 9 votes; Mr. Joseph McAfee received 1 vote; Mr. Stone received 1 vote; Mr. Reynolds received 1 vote; Mr. Bell received 4 votes; Mr. Catching received 1 vote; Mr. Pettus received 2 votes.

Whereupon, the President announced that, inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to a second ballotting,—the name of Mr. Whitfield being withdrawn.

Upon the second ballot,

Mr. McRae received 7 votes; Mr. M. McAfee received 11 votes; Mr. Pettus received 2 votes; Mr. Singleton received 4 votes; Mr. Catching received 1 vote; Mr. Stone received 2 votes; Mr. Bell received 4 votes.

The President announced that, inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to a third ballotting, when it appeared that,

Mr. McRae received 8 votes; Mr. Morgan McAfee received 11 votes; Mr. Bell received 2 votes; Mr. Stone received 2 votes; Mr. Catching received 1 vote; Mr. Singleton received 5 votes; Mr. Pettus received 2 votes.

The President announced that, inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to a fourth ballotting, when it appeared that,

Mr. Morgan McAfee received 11 votes; Mr. McRae received 10 votes; Mr. Singleton received 3 votes; Mr. Beene received 1 vote; Mr. Bell received 2 votes; Mr. Pettus received 1 vote; Mr. Stone received 2 votes; Mr. Joseph McAfee received 1 vote.

The President announced that, inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to a fifth ballotting, when it appeared that,

Mr. Morgan McAfee received 11 votes; Mr. McRae received 11 votes; Mr. Bell received 3 votes; Mr. Stone received 2 votes; Mr. Joseph McAfee received 1 vote; Mr. Pettus received 1 vote; Mr. Singleton received 1 vote; Mr. Reynolds received 1 vote.

The President announced that, inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to a sixth ballotting, which resulted as follows, to-wit:

Mr. Morgan McAfee received 11 votes; Mr. McRae received 11 votes; Mr. Bell received 4 votes; Mr. Pettus received 1 vote; Mr. Stone received 2 votes; Mr. Singleton received 2 votes.

The President announced, that inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to a seventh ballotting.

Whereupon, on motion of Mr. Bell, the Senate adjourned until 3 o'clock, p. m.

3 O'CLOCK, P. M.

The Senate met pursuant to adjournment.

Several Senators being absent upon a call of the roll, on motion of Mr. Bell, the balloting for President was suspended for five minutes.

The time having expired, the Senate proceeded to business.

Mr. Hemingway moved that the vote by ballot be suspended, and that the Senate vote *viva voce*; which was decided in the negative by yeas and nays, as follows:

YEAS—Messrs. Adams, Alcorn, Catching, Farrar, Hemingway, Hussey, McAfee of Covington, McAfee of Holmes, Nelson, Reynolds, Sharkey, Singleton, and Tait—13.

NAYS—Mr. President, Messrs. Beene, Bell, Bennett, Berry, Drane, Golladay, Greer, Hughes, Johnston, McRae, Pettus, Pope, Ramsey, Stone, Steele, Taliaferro, and Torrey—18.

The Senate then proceeded to a seventh ballotting, which resulted as follows, to-wit:

Mr. M. McAfee received 11 votes; Mr. McRae received 9 votes; Mr. Singleton received 3 votes; Mr. Stone received 4 votes; Mr. Bell received 2 votes; Mr. Beene received 1 vote; Mr. Sharkey received 1 vote.

The President announced that, inasmuch as neither candidate voted for had received a majority of the votes cast, the Senate proceed to the eighth ballotting, which resulted as follows, to-wit:

Mr. M. McAfee received 9 votes; Mr. McRae received 6 votes; Mr. Singleton received 6 votes; Mr. Stone received 3 votes: Mr. Bell received 2 votes; Mr. Sharkey received 2 votes; Mr. Tait received 2 votes; Mr. Beene received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to the ninth ballot, and upon counting the votes, it appeared that,

Mr. M. McAfee received 11 votes; Mr. Singleton received 8 votes; Mr. McRae received 6 votes; Mr. Sharkey received 3 votes: Mr. Beene, received 2 votes; Mr. Stone received 1 vote

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a tenth ballot, which resulted as follows:

Mr. M. McAfee received 11 votes; Mr. Singleton received 8 votes; Mr. McRae received 6 votes, Mr. Beene received 4 votes; Mr. Stone received 1 vote; Mr. Sharkey received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to the eleventh ballot, which resulted as follows, to-wit:

Mr. M. McAfee received 11 votes; Mr. McRae received 8 votes; Mr. Singleton received 8 votes; Mr. Beene received 4 votes.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a twelfth ballot, which resulted as follows, to-wit:

Mr. M. McAfee received 11 votes; Mr. McRae received 8 votes; Mr. Singleton received 8 votes; Mr. Beene received 3 votes: Mr. Stone received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a thirteenth ballot, the name of Mr. McRae being withdrawn, by himself.

Upon counting the votes, it appeared that,

Mr. M. McAfee received 11 votes: Mr. Singleton received 10 votes; Mr. Beene received 3 votes; Mr. Stone received 3 votes; Mr. Taliaferro received 1 vote; Mr. McRae received 1 vote; Mr. Bell received 1 vote; Mr. Alcorn received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to the fourteenth ballot, when it appeared that,

Mr. M. McAfee received 11 votes: Mr Singleton received 14

votes; Mr. Beene received 3 votes; Mr. Greer received 1 vote; Mr. Pettus received 1 vote; Mr. Alcorn received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a fifteenth ballot, when it appeared that,

Mr. M. McAfee received 11 votes; Mr. Singleton received 14 votes; Mr. Beene received 2 votes; Mr. Sharkey received 1 vote; Mr. Stone received 2 votes; Mr. Pettus received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a sixteenth ballot, which resulted as follows, to-wit:

Mr. Singleton received 14 votes; Mr. M. McAfee received 11 votes; Mr. Beene received 2 votes; Mr. Ramsey received 1 vote; Mr. Greer received 1 vote: Mr. Adams received 1 vote; Mr. Alcorn received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a seventeenth ballot, which resulted as follows, to-wit:

Mr. Singleton received 14 votes; Mr. M. McAfee received 11 votes; Mr. Beene received 1 vote; Mr. Golladay received 1 vote; Mr. Ramsey received 1 vote; Mr. Stone received 2 votes; Mr. McRae received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to the eighteenth ballot, which resulted as follows, to-wit:

Mr. Singleton received 12 votes; Mr. M. McAfee received 10 votes; Mr. Beene received 2 votes; Mr. Berry received 1 vote; Mr. McRae received 3 votes; Mr. Ramsey received 1 vote; Mr. Golladay received one vote; Mr. Stone received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the President ordered a nineteenth ballot.

Before proceeding to ballot, the Senate, on motion of Mr. Golladay, adjourned till 10 o'clock, a. m., to-morrow.

TUESDAY, NOVEMBER 25, 1851.

The Senate met pursuant to adjournment.

The journal of yesterday was read, and, with slight amendments, adopted.

Mr. Farrar was appointed one of the tellers to conduct the ballottings for President, in the place of Mr. Adams, who was excused from acting.

On motion of Mr. Bell, the Senate proceeded to a nineteenth ballot for President, Mr. M. McAfee's name being withdrawn, which resulted as follows, to-wit:

Mr. Singleton received 12 votes; Mr. Whitfield received 2 votes; Mr. Hussey received 10 votes; Mr. McRae received 5 votes; Mr. Beene received 1 vote; Mr. Hemingway received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to a twentieth ballot, which resulted as follows, to-wit:

Mr. Whitfield received 3 votes; Mr. Hussey received 10 votes; Mr. McRae received 6 votes; Mr. Singleton received 10 votes; Mr. Hemingway received 1 vote; Mr. Stone received 1 vote.

Neither candidate voted for having received a majority of the votes cast, the Senate proceeded to the twenty-first ballot, the name of Mr. Singleton having been withdrawn, which resulted as follows, to-wit:

Mr. Whitfield received 16 votes; Mr. Hussey received 10 votes; Mr. McRae received 2 votes; Mr. Hemingway received 1 vote; Mr. J. McAfee received 1 vote; Mr. Bell received 1 vote.

Whereupon, the Chair announced that, inasmuch as the Honorable James Whitfield, from the county of Lowndes, had received a majority of the votes cast, he was duly elected President of the Senate for the term prescribed by law.

Whereupon, the Hon. James Whitfield took the oath prescribed by law, and retired.

On motion of Mr. Drane, Mr. Bell, from Pontotoc, was called to the Chair; on his further motion, the Senate proceeded to an election, *viva voce*, for President, *pro tem.*

Mr. Drane put in nomination Mr. Bell, of Pontotoc.

Mr. Adams put in nomination Mr. Hemingway.

Upon counting the ballot, it appeared that those who voted for Mr. Bell, are,

Messrs. Beene, Bennett, Berry, Catching, Drane, Golladay, Greer, Hughes, McAfee of Covington, McRae, Pettus, Pope, Ramsey, Singleton, Stone, Steele, Taliaferro, and Torrey—18.

Those who voted for Mr. Hemingway, are,

Messrs. Adams, Alcorn, Farrar, Hussey, Johnston, McAfee of Holmes, Nelson, Reynolds, Sharkey, and Tait—10.

Whereupon, the Chair announced that, inasmuch as Mr. Bell had received a majority of the votes cast, he was duly elected President of the Senate, *pro tem.*

On motion of Mr. Berry, the Senate proceeded to an election, *viva voce*, for Secretary of the Senate.

Mr. McAfee of Covington, put in nomination Mr. Clarke of Jasper.

Mr. Hussey put in nomination Mr. Dozier of Jasper.

Mr. Catching put in nomination Mr. M. J. Bunch of Hinds.

Mr. McAfee of Holmes, put in nomination A. V. Rowe of Holmes.

Mr. Greer put in nomination Mr. Russell of Hinds.

Mr. Drane put in nomination Messrs. Elliott and Dotson of Hinds.

Upon counting the first ballot, it appeared that those who voted for Mr. Clarke, are,

Messrs. Bennett, McAfee of Covington, McRae, and Ramsey—4.

Those who voted for Mr. Dozier, are,

Messrs. Adams, Alcorn, Farrar, Hussey, Nelson, Reynolds, Sharkey, and Tait—8.

Those who voted for Mr. Bunch, are,

Messrs. Beene, Bell, Catching, Drane, Golladay, Hughes, Singleton, Stone, Steele, and Taliaferro—10.

Those who voted for Mr. Rowe, are,

Messrs. Hemingway and McAfee of Holmes—2.

Those who voted for Mr. Russell, are,

Messrs. Berry, Greer, Johnston, and Torrey—4.

Those who voted for Mr. Elliott, are,

Messrs. Pettus and Pope—2.

Mr. Bell voted for Mr. Dotson.

Neither candidate voted for having received a majority of the votes cast, the President ordered another ballot, the names of Messrs. Elliott and Dotson having been withdrawn, which resulted as follows, to-wit:

For Mr. Clarke, Messrs. McAfee of Covington, McRae, and Ramsey—3.

Those Senators who voted for Mr. Dozier, are,

Messrs. Adams, Alcorn, Farrar, Hussey, Nelson, Sharkey, and Tait—7.

Those who voted for Mr. Bunch, are,

Messrs. Beene, Bennett, Berry, Catching, Drane, Golladay, Hughes, Pettus, Pope, Singleton, Stone, Steele, and Taliaferro—13.

Those who voted for Mr. Rowe, are,

Messrs. Hemingway, McAfee of Holmes, and Reynolds—3.

Those who voted for Mr. Russell, are,

Messrs. Bell, Greer, Johnston, and Torrey—4.

Neither candidate voted for having received a majority of the votes cast, the Senate again voted to elect a Secretary, with the following result:

For Mr. Clarke, Messrs. McAfee of Covington, and Ramsey—2.

For Mr. Dozier, are Messrs. Hussey and Tait—2.

For Mr. Bunch, Messrs. Beene, Bennett, Berry, Catching, Drane, Golladay, Greer, Hemingway, Hughes, McRae, Nelson, Pettus, Pope, Singleton, Stone, Steele, Taliaferro, and Torrey—18.

Those who voted for Mr. Rowe, are,

Messrs. Adams, Alcorn, Farrar, McAfee of Holmes, Reynolds, and Sharkey—6.

Those who voted for Mr. Russell, are,

Messrs. Bell and Johnston—2.

Whereupon, the Chair announced that Mr. Bunch having received a majority of all the votes cast, was thereby elected Secretary of the Senate for two years.

The oath of office was then administered to him by the Hon. John Bell, President of the Senate, *pro tempore*.

On motion of Mr. Alcorn, the Senate then proceeded to the election of a door-keeper, *viva voce.*

Mr. McAfee of Covington, put in nomination Mr. Langford.

Mr. Drane put in nomination Mr. Cavanah.

Mr. Adams put in nomination Mr. Thomas Fitzpatrick.

Mr. Greer put in nomination Mr. Reedus.

Mr. Sharkey put in nomination Mr. Waldron, when the following was the result of the first count:

For Mr. Langford, Senators Bennett, McAfee of Covington, McRae, Ramsey, Singleton, and Stone—6.

For Mr. Cavanah, Messrs. Beene, Bell, Berry, Catching, Drane, Golladay, Hemingway, Hughes, Johnston, McAfee of Holmes, Nelson, Pope, Steele, Tait, Taliaferro, and Torrey—16.

For Mr. Reedus, Messrs. Greer, Hussey, and Pettus—3.

For Mr. Waldron, Messrs. Adams, Alcorn, Farrar, Reynolds, and Sharkey—5.

Whereupon, the President announced that, inasmuch as Mr. Cavanah had received a majority of the votes cast, he was duly elected Door-keeper to the Senate for two years.

Mr. Cavanah then took the oath of office, and entered upon the discharge of his duties.

On motion, the Senate adjourned until three o'clock, p. m.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

Mr. Hemingway introduced the following resolution:

Resolved, That the Secretary, *pro tempore,* of this body, be allowed the sum of fifty dollars, and the Secretary elect twenty-five dollars for their services.

On motion of Mr. Catching, the Senate adjourned *sine die.*

M. J. BUNCH,
Secretary State Senate.